

AUG 12 2009

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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

TERRELL MOORE,

Petitioner,

V.

GENE M. JOHNSON, DIRECTOR,

Respondent.

Case No. 7:08CV00526

FINAL ORDER

By: Glen E. Conrad
United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that the motion to dismiss (Dkt. No. 12) is **GRANTED**, the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**; petitioner's pending motions (Dkt. No. 3) are **DENIED**; and this action is stricken from the active docket of the court.

ENTER: This 12th day of August, 2009.

Grace Cornwell

United States District Judge